

March 21, 2016

A REGULAR MEETING of the Akron Village Board was held on this date at 7:38 p.m.
Present: Mayor Carl E. Patterson, Trustees E. Peter Forrestel, Michael R. Middaugh, Keith A. Hatswell and Brian T. Perry; Attorney Andrew Borden, Treasurer Tammy Kelley, Clerk Daniel P. Borchert and Chief of Police Richard Lauricella

The Mayor led us in the pledge to the flag.

RESOLUTION duly moved by Middaugh seconded by Hatswell that the Minutes of the regular meeting of March 7, 2016 be and hereby is approved by the Village Board.

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAGH	- AYE
	KEITH A. HATSWELL	- AYE
	BRIAN T. PERRY	- AYE

RESOLUTION, duly moved by Forrestel seconded by Perry that the audit of the bills is approved, and the Treasurer authorized to pay same in accordance with the following abstract of audit vouchers:

General Fund	\$	14,066.55
Electric Fund	\$	160,627.69
Water Fund	\$	8,441.77
Sewer Fund	\$	11,804.75
Capital Water Fund	\$	72.00

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAGH	- AYE
	KEITH A. HATSWELL	- AYE
	BRIAN T. PERRY	- AYE

RESOLUTION duly moved by Hatswell and seconded by Middaugh that the following building permits be and hereby are approved with the applications and approval of the Code Enforcement Officer:

Joe Wagner	109 Main Street	Roof	\$50.00
Christine Voll	58 Skyline Drive	Roof	\$50.00

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAGH	- AYE
	KEITH A. HATSWELL	- AYE
	BRIAN T. PERRY	- AYE

RESOLUTION duly moved by Middaugh and seconded by Hatswell that the following Application for a Dumpster Permit for the year 2016 be and hereby is approved in accordance with the application filed and payment of the annual permit fee:

Christine Voll	58 Skyline Dr	30 Day	\$50.00
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ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAGH	- AYE
	KEITH A. HATSWELL	- AYE
	BRIAN T. PERRY	- AYE

PUBLIC HEARING – was held at this time to hear any and all persons for the purpose of addressing the Local Law #1 for 2016 – Public Nuisance. Clerk Borchert read the Proof of Publication. Village Attorney Borden explained to the Board that this Law would be an additional tool for the Police and or Court to regulate conduct within the municipality. Clerk Borchert asked if anyone wished to speak. Resident Doug Ceisner felt that this proposed Local Law would just duplicate the NY State Law of conduct. Village Attorney Borden stated this Law would give the Police/Court just an extra tool to use and enforce within the Village but may duplicate some of the State Law as well.

RESOLUTION duly moved by Forrestel and seconded by Middaugh that the Public Hearing with regard to Local Law #1 for 2016 – Public Nuisance be and hereby is closed at 7:45 pm

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	KEITH A. HATSWELL	- AYE
	BRIAN T. PERRY	- AYE

RESOLUTION duly moved by Forrestel and seconded by Middaugh to approve the Local Law #1 for 2016 Public Nuisance enabling the Police and Court to regulate conduct within the Village of Akron be and hereby is approved.

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	KEITH A. HATSWELL	- AYE
	BRIAN T. PERRY	- AYE

APPEARANCE – none

PUBLIC COMMENT – Resident Doug Ceisner noticed that two outside water customers terminated their Village water service and wondered if their balances were paid. Clerk Borchert stated that any water account with a balance will be added to the appropriate taxes if the balance is not paid by May 20th of every year.

PROJECT REPORTS – none

MONTHLY REPORTS –

Departments –

CLARK PATTERSON LEE – Trustee Forrestel reported that an Inter-municipal Agreement with the Town of Batavia will provide our Sewer Plant the opportunity to borrow 9 flow meters to assist in the Sanitary Sewer Flow Study by which the Village will save approximately \$10,000.

RESOLUTION duly moved by Forrestel and seconded by Perry to approve the Mayor to sign the Inter-municipal Agreement between the Village of Akron and the Town of Batavia for shared services be and hereby is approved.

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	KEITH A. HATSWELL	- AYE
	BRIAN T. PERRY	- AYE

TREASURER – reported a Finance Committee meeting is scheduled for March 24, 2016.

Elected Officials –

TRUSTEES – COORDINATORS

Trustee Perry – reported: Erie County workers are back on the job at the Brooklyn Street Bridge project and another meeting will be scheduled to update the area residents about the project. Trust Perry stated that he has been in contact with Erie County Public Works Director of Engineering Charles Sickler to set the meeting up for next week. Trustee Perry received a proposal from Wm. Schutt in regards to the State Street Bridge and will present copies to the Board for their review. The goal is to have the project budgeted for the 2017-2018 year. Trustee Perry has been corresponding with grant writer Pam Zablonksi who he will be working with on a project to project basis. Several of the proposed future projects are: looping the dead end water lines throughout the Village, creating parking for the Cedar Street entrance of the bike path and possibly extending the bike path.

Trustee Middaugh – reported: kudos to the Streets Department with the curb side street cleanup of the Village Streets; Thanked the Akron Fire Company for the opportunity to swear in the new Fire Officers and the wonderful Installation dinner.

Mayor Patterson – reported: fiscal stress report has been published; discussion held regarding Asset Management Program for Village employees; discussion of potential increase in rates for the SRO and Court Police, Village Attorney reviewed contracts and he will send a letter to notify of rate increases; asked Clerk Borchert if the Garbage Brochure has been updated and if it has been posted on the website; He wanted to thank Public Works employees Brad Baer and Chris Wargala on the excellent work done in the Board Room; lastly would like to move to change Village Attorney Borden to a direct hire effective April 1, 2016.

RESOLUTION duly moved by Middaugh and seconded by Hatswell to move Village Attorney to a direct hire effective April 1, 2016 be and hereby is approved.

ADOPTED	CARL E. PATTERSON	- AYE
	MICHAEL R. MIDDAGH	- AYE
	KEITH A. HATSWELL	- AYE
	BRIAN T. PERRY	- AYE

Trustee Forrestel abstained from voting

Trustee Forrestel – reported: Employee Brad Baer has reported that the Emerald Ash trees at the Joint Public Works Facility are invested with the Emerald Ash Borer. The Tree Doctor has been hired to treat a couple of them which is a 3 year treatment program. The others will be removed and replaced with “street” trees which can be used as a live demo of “street” trees available for the Village.

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAGH	- AYE
	KEITH A. HATSWELL	- AYE
	BRIAN T. PERRY	- AYE

Trustee Hatswell – reported: attended the NYS Emergency Management Tier 3 Training and would like to meet with Disaster Coordinator Daniel Kowalik to review the class and review Mr. Kowalik’s plan for Disaster Coordination going forward. Also he learned at the training that there are Hazardous Mitigation grants available which he will meet with Trustee Perry to review.

OLD BUSINESS

Clinton Street/Eckerson Avenue Village Land –none

Public Works Facility at 43 East Avenue – none

Cable Contract – none

Employee Contract – negotiations continue

Criteria for waived building permits – none

Verizon Joint Pole Agreement – discussions are in process and also waiting on Labor Attorney

Local Law #2 – Amending Chapter 165, Section 11, paragraph D, and Chapter 165 Attachment 1, Schedule A of the code of the Village of Akron – Village Attorney will bring changes discussed with the Village Board to the Planning Board Meeting scheduled for March 22, 2016.

NEW BUSINESS

Industrial User Permit Fees – moved to next scheduled meeting

Household Hazardous Waste/Electronic Recycling is scheduled for April 23, 2016 from 9:00 am – noon at the Joint Public Works Facility. Free on-line registration is available

RESOLUTION duly moved by Forrestel and seconded by Hatswell to approve the ride along with the Akron Police Department by Erie 1 BOCES student and Akron Resident Madeline Fry be and hereby is approved.

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	KEITH A. HATSWELL	- AYE
	BRIAN T. PERRY	- AYE

RESOLUTION duly moved by Forrestel and seconded by Perry to approve the Mayor to sign the Inter-municipal Agreement between the Village of Akron and the Town of Batavia for shared services be and hereby is approved.

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	KEITH A. HATSWELL	- AYE
	BRIAN T. PERRY	- AYE

RESOLUTION duly moved by Forrestel and seconded by Middaugh to accept the CWSRF Engineering Planning Grant #54295 in the amount of \$37,500 for use of our full study

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	KEITH A. HATSWELL	- AYE
	BRIAN T. PERRY	- AYE

CORRESPONDENCE

Time Warner Cable notification of soon to be expiring agreements with programmers and broadcasters

Erie County Board of Elections notification of using the Village Hall to hold the NYS Primary Election on Tuesday April 19, 2016 from 6:00 am – 9:00 pm

Letter from the Town of Clarence noting effective April 1, 2016, the Town of Clarence Building Dept. will no longer offer periodic Code Enforcement services to the Town of Newstead and declines the request of same from the Village of Akron.

Received a request from resident Walter Wilkins to assign a handicap parking spot on Buffalo Street. Buffalo Street is a NYS highway. The Board agreed that Mr. Wilkins would have to contact the State for that request.

PUBLIC COMMENT: Resident Doug Ceisner asked about Budget meeting dates and times. He also asked if you can still bring items to the Hazardous Waste and Electronic drop off events if you do not pre-register. Clerk Borchert stated that you can still register at the event

RESOLUTION duly moved by Hatswell and seconded by Perry to go into executive session regarding personnel issues at 8:22 pm be and hereby is approved.

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	KEITH A. HATSWELL	- AYE
	BRIAN T. PERRY	- AYE

RESOLUTION duly moved by Middaugh and seconded by Perry to come out of executive session regarding personnel issues at 9:00 pm be and hereby is approved.

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	KEITH A. HATSWELL	- AYE
	BRIAN T. PERRY	- AYE

On motion of Hatswell and seconded by Forrestel at 9:02 p.m. this meeting was ADJOURNED

MAYOR

CLERK